

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division

DNT, LLC,)	
Plaintiff,)	
v.)	
)	Civil Action No. 3:09cv00021(JRS)
SPRINT NEXTEL CORPORATION, et al.,)	
)	
Defendants.)	

UNOPPOSED MOTION TO EXCUSE PRESENCE
OF T-MOBILE'S LOCAL COUNSEL AT TRIAL

Defendant, T-Mobile USA, Inc. ("T-Mobile"), by counsel, moves the Court to excuse the presence of T-Mobile's local counsel, Dana D. McDaniel, M. F. Connell Mullins, Jr., and Edward Everett Bagnell, Jr., of Spotts Fain PC, at the trial of this matter and to allow T-Mobile to be represented at trial by its lead trial counsel, each of whom has been admitted to *pro hac vice* in this case. As more fully explained in the Brief in Support of this Motion filed herewith, the Court has discretion to grant this motion and doing so will help alleviate crowding in the courtroom during trial and will not compromise or undermine the purposes served by Local Rule 83.1(D)(1)(b). Local counsel for other defendants will be present throughout trial to advise the defense group collectively with respect to any local practice and/or Local Rules issues that may arise, and in the unlikely event the Court directs T-Mobile's local counsel to appear during trial, Spotts Fain's office is just ten minutes from the Courthouse.

Counsel for T-Mobile has conferred with counsel for plaintiff DNT LLC ("DNT") who has confirmed that DNT does not oppose this Motion.

WHEREFORE, T-Mobile USA, Inc., by counsel, respectfully requests that this Court excuse the presence of T-Mobile's local counsel at trial and allow T-Mobile's lead trial counsel to conduct T-Mobile's defense.

Dated: November 30, 2009

T-MOBILE USA, INC.

/s/

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CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on this 30th day of November, 2009.

/s/

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